

GOVERNMENT OF TELANGANA
ABSTRACT

Tribal Welfare Department - Revision Petition filed by Late Budigam Laxman Rao and Late Budigam China Veeraiah both S/o Chinna Nagaiah, R/o Yanambailu (V), Paloncha (M), Bhadradi Kothagudem District against the orders in CMA No.44/99, dated 28.10.2001 of the Agent to Government & Collector, Erstwhile Khammam District – Revision Petition Dismissed - Orders – Issued

TRIBAL WELFARE (LTR) DEPARTMENT

G.O.Ms.No.33

Dated:24.07.2023.

Read the following:-

1. Revision Petition filed by Sri Budigam Laxman Rao S/o Chinna Nagaiah, R/o Yanambailu (V), Paloncha (M), Bhadradi Kothagudem District dated 18-12-2001.
2. Govt.Memo.No.20378/LTR-2/2001-1, dated 05-01-2002.
3. Govt. Letter No.20378/LTR-2/2001-2, dated 05-01-2002.
4. From the District Collector, Khammam District. Lr.Rc.No.F2/CMA-44/99, dated 18-06-2008.
5. Govt.letter No.20378/LTR-2/2001, dated 16.04.2012, 20.10.2012, 15.06.2017, 29.08.2017, 27.02.2018, 26.04.2018, 22.06.2018, 3.8.2018, 26.11, 2019, 20.12.2019, 15.02.2020 and 21.10.2020.

ORDER:-

1. In the reference 1st read above, Sri Budigam Laxman Rao S/o Chinna Nagaiah, R/o Yanambailu (V), Paloncha (M), Bhadradi Kothagudem District has filed Revision Petition before the Government aggrieved by the orders of the Agent to Government, Erstwhile Khammam District in CMA No.44/99, dated 28.10.2001 in respect of land in Sy.No.150/23 for an extent of Acs.2.09, Sy.No.150/23, Ac 2-10 gts at Yanambile (v) of Palvanha Mandal, Khammam District now Bhadradi Kothagudem District.

2. In the reference 2nd & 3rd read above, Government have rejected Stay on the orders of the Agent to Government, Khammam as there were no valid reasons and sent a copy of the Revision Petition of the Petitioner to the Agent to Govt./Collector, Khammam district to send parawise remarks and connected records.

3. In the reference 4th read above, the Collector, Khammam district has furnished parawise remarks and connected case records.

4. In the reference 5th read above, notices were issued to all the parties. Case was previously called on the following dates:

30.04.2012	-	all parties called absent.
10.07.2012	-	all parties called absent.
29.10.2012	-	all parties called absent.
15.07.2017	-	all parties called absent.
16.09.2017	-	all parties called absent.
17.03.2018	-	all parties called absent.
05.05.2018	-	all parties called absent.
07.07.2018	-	adjourned
18.08.2018	-	all parties called absent.
07.12.2019	-	all parties called absent.
04.01.2020	-	adjourned
07.03.2020	-	all parties called absent.

Case was finally called on 7.11.2020. Revision Petitioners/their LRs and Counsel for Petitioners called absent. Ch.V.Ramakrishna, Deputy Tahsildar O/o Tahsildar, Paloncha present with the record. It was reported that the Revision Petitioners were expired and their LRs not staying in the village. One S.Lakshman Rao acknowledged notice on 6.11.2020. Respondent also reported not staying in the village.

(Contd...2)

5. Upon perusal of record, the Special Deputy Collector (TW) Palvancha had disposed the LTR cases against the Revision Petitioners in case Nos.1303/94/PVC and 1304/94PVC on 21.9.1998 as their names were written with different ink and with different hand-writing – thus, transfer of immovable property from non-tribal to non-tribal took place after the Regulation I of 1970 came into force, which is null and void.

6. The Appellate Authority i.e. Agent to Government, Khammam had also dismissed the Appeal in CMA No.44/1999 on 28.01.2001 on the grounds that;

- (i) the sada sale deed was written on ordinary white paper dated 15.8.1969 which was not stamped and registered under Section 17B of Registration Act;
- (ii) (ii) Land Revenue Receipts did not contain any official seal or attestation of any issuing authority;
- (iii) entries in the pahanies for the crucial period were interpolated with a malafide intention to misguide the authorities.

7. The Revision Petitioners has failed to submit any valid documentary evidence in support of their claim except contending the same arguments that were made before the lower and appellate authorities. Further, the case is not pending since 21 years for no valid reason/grounds nor LR's of the Revision Petitioners contested.

8. Government, after careful examination of the matter and do not find any reason to interfere with the orders passed by the Agent to Government, Erstwhile Khammam District in CMA No.44/99 and Special Deputy Collector (TW), Palvancha in LTR case Nos.1303/94/PVC, 1304/94/PVC, dated 21.09.1998 and accordingly upheld the same and hereby dismiss the Revision Petition filed by Late Sri Budigam Laxman Rao and Late Budigam China Veeraiah, both S/o.China Nagaiah, R/o Yanambailu (V), Paloncha (M), Bhadradi Kothagudem District.

9. The Agent to Government and Collector, Bhadradi Kothagudem District shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. CHRISTINA Z.CHONGTHU,
SECRETARY TO GOVERNMENT.

To

The Agent to Government and District Collector,
Bhadradi Kothagudem District. (By RPAD)

The Special Deputy Collector (TW), Bhadrachalam, Bhadradi Kothagudem District.
LR's of Late Budigam Laxman Rao S/o Late Chinna Nagaiah, R/o Yanambailu (V),
Paloncha (M), Bhadradi Kothagudem District.

LR's of Late Budigam Chinna Veeraiah S/o Late Chinna Nagaiah
R/o Yanambailu (V), Paloncha (M), Bhadradi Kothagudem District.

Smt Puvvada Hemalatha Devi S/o Venkata Subbarao,
C/o D.Bharathi Rani R/o Yanambailu (V), Paloncha (M),
Bhadradi Kothagudem District.

Sri A.Rajashekar Reddy, Advocate,
Plot No.105, Saraswathi Nagar, Saidabad,
Hyderabad District, Pincode:581336 (By RPAD)

Copy to:-

The Additional Agent to Government & PO, ITDA, Bhadrachalam,
Bhadradi Kothagudem District.

The Thasildar, Palvoncha Mandal, Bhadradi Kothagudem District.

(With a direction to serve GO copies to the concerned). (By RPAD)

The PS to Minister (ST Welfare)

The PA to Secretary (TW)

The PA to Secretary (TW).

SC/Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER.